
HOUSE BILL No. 1233

DIGEST OF INTRODUCED BILL

Citations Affected: IC 2-5-30.

Synopsis: Ethanol evaluation study commission. Establishes the ethanol evaluation study commission. Assigns various study topics concerning the production and use of ethanol.

Effective: Upon passage.

Moses, Bell

January 12, 2009, read first time and referred to Committee on Commerce, Energy, Technology and Utilities.

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Introduced

First Regular Session 116th General Assembly (2009)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2008 Regular Session of the General Assembly.

HOUSE BILL No. 1233

A BILL FOR AN ACT to amend the Indiana Code concerning the general assembly.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 2-5-30 IS ADDED TO THE INDIANA CODE AS
2 A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE UPON
3 PASSAGE]:

4 **Chapter 30. Ethanol Evaluation Study Commission**

5 **Sec. 1. As used in this chapter, "commission" refers to the**
6 **ethanol evaluation study commission established by section 3 of**
7 **this chapter.**

8 **Sec. 2. As used in this chapter, "ethanol" means agriculturally**
9 **derived ethyl alcohol.**

10 **Sec. 3. The ethanol evaluation study commission is established.**

11 **Sec. 4. (a) The commission shall study the following topics:**

12 **(1) Local, state, and federal subsidies and incentives.**

13 **(2) The effect of ethanol production on prices for the**
14 **following:**

15 **(A) Agricultural commodities.**

16 **(B) Fuel.**

17 **(C) Food.**

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(3) The effect of ethanol production on job creation, local economies in Indiana, and the Indiana economy.

(4) The effect of ethanol use and production on the environment.

(5) The availability and use of ethanol and ethanol fueling stations in Indiana.

(6) The outlook for the construction and operation of ethanol production facilities in the financial and credit markets.

(7) Any other topic considered relevant to understanding the implications of the production and use of ethanol in Indiana.

(b) In addition to the topics listed in subsection (a), the commission shall study topics assigned to the commission by the legislative council.

Sec. 5. (a) The commission consists of fourteen (14) voting members appointed as follows:

(1) Four (4) members of the house of representatives to be appointed by the speaker of the house of representatives, subject to the following restrictions:

(A) Not more than two (2) members appointed under this subdivision may be from the same political party.

(B) At least one (1) member appointed under this subdivision must be from a legislative district in which an ethanol production facility is located.

(2) Four (4) members of the senate to be appointed by the president pro tempore of the senate, subject to the following restrictions:

(A) Not more than two (2) members appointed under this subdivision may be from the same political party.

(B) At least one (1) member appointed under this subdivision must be from a legislative district in which an ethanol production facility is located.

(3) The chairperson of the house standing committee having primary responsibility for agricultural matters, as determined by the speaker of the house, serving ex officio.

(4) The chairperson of the senate standing committee having primary responsibility for agricultural matters, as determined by the president pro tempore of the senate, serving ex officio.

(5) The chairperson of the house standing committee having primary responsibility for energy matters, as determined by the speaker of the house, serving ex officio.

(6) The chairperson of the senate standing committee having primary responsibility for energy matters, as determined by

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the president pro tempore of the senate, serving ex officio.

(7) The commissioner of the Indiana department of agriculture serving ex officio or the commissioner's designee. A designee of the commissioner serves at the pleasure of the commissioner.

(8) The president of the Indiana economic development corporation serving ex officio or the president's designee. A designee of the president serves at the pleasure of the president.

(b) A vacancy on the commission shall be filled by the appointing authority for the unexpired term.

Sec. 6. The chairman of the legislative council shall appoint a member of the commission to serve as chairperson of the commission.

Sec. 7. The commission shall meet at the call of the chairperson.

Sec. 8. The commission shall operate under the policies governing study committees that are adopted by the legislative council. The commission shall file an annual report with the legislative council in an electronic format under IC 5-14-6 by November 1.

Sec. 9. (a) Eight (8) members of the commission constitute a quorum.

(b) The affirmative votes of a majority of the voting members appointed to the commission are required for the commission to take action on any measure, including final reports.

Sec. 10. The legislative services agency shall provide staff support for the commission.

Sec. 11. (a) Subject to subsection (b), each member of the commission appointed under this chapter is entitled to receive the same per diem, mileage, and travel allowances paid to members of the general assembly serving on legislative study committees established by the legislative council.

(b) This subsection applies to a member of the commission described under section 5(a)(7) or 5(a)(8) of this chapter. A member of the commission may not receive a per diem, mileage, or travel allowance under subsection (a) if the member also receives a per diem, mileage, or travel allowance from the corporation or state agency that employs the member.

Sec. 12. This chapter expires January 1, 2010.

SECTION 2. An emergency is declared for this act.

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